

### REMARKS

The application has been carefully reviewed in light of the Office Action dated December 3, 2010. Claims 1 to 15 are in the application, of which Claims 5 and 11 to 15 are withdrawn from consideration. Claim 1 is the sole independent claim under consideration. Claim 1 has been amended herein. Reconsideration and further examination are respectfully requested.

Claims 1 to 4 and 6 to 10 were rejected under 35 U.S.C. § 112, second paragraph. These rejections are respectfully traversed, and are submitted to have been obviated by the amendments made herein.

Claims 1 to 4 were rejected for obviousness-type double patenting over Claims 1 to 3 of U.S. Patent No. 7,510,813 (Yano). These rejections are respectfully traversed.

Claim 1 of the subject application recites, *inter alia*, a charge control agent.

By virtue of the foregoing feature, it is possible to control the charged state of coloring particles constituting a toner. Further, the charge control agent can constitute the toner integrally with the coloring particles.

Claims 1 to 3 of Yano are not seen to disclose or suggest at least the foregoing feature recited by Claim 1, or the attendant benefits provided thereby.

The subject matter of Claims 1 to 3 of Yano relates to a resin-coated carrier. For example, this carrier can be stirred together with toner particles in the developing equipment and the toner particles can be attracted to the thus charged carrier, so that the toner particles can be adhered to photosensitive drum. However, Yano's Claims 1 to 3 are not seen to disclose a charge control agent.

The dependent claims are also submitted to be patentable because they set forth additional aspects and are dependent from the independent claim discussed above. Therefore, separate and individual consideration of each dependent claim is respectfully requested.

The application is believed to be in condition for allowance, and a Notice of Allowance is respectfully requested.

No fees are believed due; however, should it be determined that additional fees are required, the Director is hereby authorized to charge such fees to Deposit Account 06-1205.

Applicants' undersigned attorney may be reached in our Costa Mesa, California office by telephone at (714) 540-8700. All correspondence should be directed to our address given below.

Respectfully submitted,

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